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UNITED STATES PATENT AND TRADEMARK OFFICE

Board of Patent Appeals and Interferences

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 CONNOLLY BOVE LODGE & HUTZ, LLP
 P.O. BOX 19088
 WASHINGTON, DC 20036-3425

Appeal No: 2009-007263
 Appellant: L. Mark Ernest, Christopher Finden-Browne,
 Application No: James R. Moore et al.
 Hearing Room: 10/005,862
 Hearing Docket: A
 Hearing Date: B
 Hearing Time: Tuesday, October 20, 2009
 Location: 09:00 AM
 Madison Building - East Wing
 600 Dulany Street, 9th Floor
 Alexandria, Virginia 22313-1450

NOTICE OF HEARING
CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

The application involved in this appeal has been published. Accordingly, the hearing in this appeal is open to the public.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

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In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: () HEARING ATTENDANCE CONFIRMED

(X) HEARING ATTENDANCE WAIVED

Allen P. Kraft
 Signature of Attorney/Agent/Appellant

9/17/09
 Date

43,828
 Registration No.

Names of other visitors expected to accompany counsel: _____

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